

October 31, 2013

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

ROBERT E. AUFULDISH, PRESIDENT
JUDY MORAN, COMMISSIONER
DANIEL P. TROY, COMMISSIONER
AMY ELSZASZ, CLERK

JASON W. BOYD, ADMINISTRATOR
LEGAL COUNSEL
JOEL DIMARE, BUDGET DIRECTOR
NEWS MEDIA

(Tape 2013-1031)

CALL TO ORDER: Commissioner Aufuldish called the meeting to order at 10:05 a.m., October 31, 2013.

ROLL CALL: Upon the roll being called all were present.

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Moran, the minutes of the regular meeting of October 24, 2013 were approved as follows:
"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

OPEN TO THE PUBLIC:

Ms. Becky Lynch of Mentor, asked where the money is coming from for the promotion of the Laketran levy, Issue 2?

Commissioner Aufuldish replied that Laketran has a PAC fund and they also hold fundraisers throughout the year. Ms. Lynch asked what is the length of the levy?

Commissioner Troy explained that this is not a levy but a sales tax authorized by the Ohio Revised Code. Transit systems in Ohio, with approval of the people, are allowed to levy up to 1½% sales tax and Laketran is asking to continue the sales tax of one quarter of one percent that has been subject to renewal every ten years and they are asking for this to be continued. Commissioner Troy further explained that any campaign candidate or issue has to report their revenue sources and expenditures.

Ms. Jan Clair, former Director of the Lake County Board of Elections, thanked Commissioner Troy on behalf of the Lake County and Boards of Elections across the State for testifying on the proposed electronic voting machine requirement. The testimony should save Lake County about \$100,000 and hundreds of thousands of dollars across the State.

Commissioner Troy reported that the proposed bill was in the Senate General Government Oversight Committee, has passed the Senate, and now has to go to the House of Representatives. He will probably be asked to testify to the Committee where it is going to be referred to in the House. The hope is to get it through the House Committee and on the House floor. He explained there are significantly less people voting on Election Day and Lake County has been through an expensive situation in replacing voting machines before. Hopefully this will be done before the end of the year.

Commissioner Aufuldish asked if Ms. Clair knew the ballot language for Laketran Issue 2?

Ms. Clair replied that she does not have the ballot language but she believes that Laketran is a continuing levy. Commissioner Aufuldish explained that Laketran has the power to put items on the ballot itself because they have their own Board, according to State statute.

Commissioner Troy asked if, at some point, it will be time to replace the current voting machines?

Ms. Clair responded that some of the machines are seven years old and have outlived their useful life of five years. They will probably need to be replaced in the next two to three years.

RESOLUTIONS:

1. **RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR THE VROOMAN ROAD – STATE ROUTE 86 – ROUNDABOUT PROJECT WITH JTO, INC. IN THE AMOUNT OF \$10,253.60 (20131031\E01)(E-3)**

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Commissioner Moran replied that people seem to be adapting well to the new roundabout.

Building and Grounds Superintendent, Chuck Klco, replied that research is being done to see if a flag pole and lights can be installed in the area. There is conduit in place to supply power.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

2. **RESOLUTION TRANSFERRING APPROPRIATIONS FROM LCDU SEWER DISTRICT FUEL, OIL & LUBRICANTS TO VEHICLE REPAIRS & SUPPLIES (20131031\U01)(UT-2)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

3. **RESOLUTION INCREASING APPROPRIATIONS FOR LCDU SEWER DISTRICT TRANSFER OUT AND TRANSFERRING CASH (20131031\U02)(UT-2)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

4. **RESOLUTION APPROVING FINAL ESTIMATE NO. 8 IN THE AMOUNT OF \$41,893.76 WITH FABRIZI TRUCKING & PAVING COMPANY, INC. AND ACCEPTING A TWO-YEAR MAINTENANCE BOND IN THE AMOUNT OF \$111,169.00 FOR 332nd ST/BARBARA AVENUE/LOUIS DRIVE/ALVA STREET WATERLINE REPLACEMENT PROJECT NO. 330-W, FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20131031\U03)(UT-4)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

5. **RESOLUTION TO TERMINATE THE EMPLOYMENT OF THOMAS KING AS MAINTENANCE I IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE OCTOBER 29, 2013 (20131031\U04)(UT-3)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

6. **RESOLUTION HIRING LYNDSEY FORMICA AS A STAFF ACCOUNTANT FOR THE LAKE COUNTY BOARD OF COMMISSIONERS' FINANCE DEPARTMENT, EFFECTIVE**

NOVEMBER 4, 2013 (20131031\C01)(P-105)

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Commissioner Aufuldish replied that this appointment is to fill a vacant position.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

7. RESOLUTION HIRING LAWRENCE BROWN AS A CERTIFIED BUILDING INSPECTOR IN THE LAKE COUNTY BUILDING DEPARTMENT, EFFECTIVE NOVEMBER 4, 2013(20131031\C02)(P-6)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

8. RESOLUTION AMENDING THE AGREEMENT BETWEEN THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY STORMWATER MANAGEMENT DIVISION AND MADISON TOWNSHIP FOR REGIONAL WATERWAYS MAINTENANCE TO INCREASE THE TOTAL AMOUNT OF THE AGREEMENT TO \$125,000.00 (20131031\C03)(UT-46a)

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Mr. Tim Miller, Stormwater Management Director, reported that \$100,000 was originally budgeted and they anticipate working throughout November and December.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

9. RESOLUTION ADOPTING THE RESPONSIBLE CONTRACTOR CHECKLIST FOR ALL LAKE COUNTY INFRASTRUCTURE PROJECTS WITH COST ESTIMATES EXCEEDING \$1 MILLION FOR USE DURING THE BID REVIEW PROCESS, EFFECTIVE OCTOBER 31, 2013 (20131031\C04)(402d)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

10. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$520,564.52 (20131031\BC01)(C-4)

On a motion of Commissioner Moran, seconded by Commissioner Troy, he foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

11. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$560,694.16 (20131031\BC02)(C-17)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

12. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20131031\BC03)(C-111)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

13. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20131031\BC04)(C-111)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

DEPARTMENTAL REPORTS:

UTILITIES - none

STORMWATER - Mr. Al Saari, Sanitary Sewer Engineer, reported that bids for Oakridge Sanitary Sewer Relief Project in Concord were recently received and there were five bidders, which were the most that have been received in a year. One bid was 50% over the engineer's estimate. Hallmark Excavating is the apparent low bidder coming in 17% below the engineer's estimate at \$183,172.59. The completion time is 120 days.

JOB AND FAMILY SERVICES - Mr. Matt Battiato, Director of Job and Family Services, reported that Issue 1 is on the ballot and he encouraged everyone to support the Children's Services Renewal Levy for the next five years.

COUNTY ADMINISTRATOR - Mr. Jason Boy, County Administrator, reported that EMA Director, Larry Greene, informed him that some resources from the State Disaster Relief Program will be available to communities who incurred costs during the July 20, 2013 storm. He thanked all the communities who assisted with the paperwork. This State program assists public entities only and is not for personal property damage. There were not enough destroyed structures to declare a federal disaster for personal property.

October 31, 2013

DIRECTOR OF ADMINISTRATIVE SERVICES - none

FINANCE- none

CLERK- none

LEGAL- none

OLD BUSINESS: - none

NEW BUSINESS: - Commissioner Troy reported there are a number of elections related bills in the Legislature that we must keep an eye on because they could affect the County. The County Commissioners Association is helping to keep track of the issues like the potential of online voter registration. Maintaining a paper record for voter registration is more costly than electronic records. The Secretary of State has been sending out absentee voter applications during elections with a rate of return of 17% absentee votes cast. We do not want this to become the County's responsibility.

PUBLIC COMMENT: Mr. John Muzik, Coventry Drive in Painesville Township, asked if resolutions #6 and #7 on the agenda were replacement hires and Mr. Aufuldish confirmed that they were both replacement hires.

Ms. Becky Lynch asked about Issue 1, the Children's Services Levy, and asked where the funds come from for marketing this campaign?

Mr. Matt Battitato explained that by law, tax dollars cannot be used for a campaign. Every dollar spent is from annual fundraising events and private donations.

Commissioner Aufuldish wished everyone a Happy Halloween!

EXECUTIVE SESSION:

- Personnel - Employee Compensation
- Legal - Imminent Litigation

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board convened an Executive Session at 10:35 am to discuss personnel matters relating to employee compensation and legal matters pertaining to imminent litigation, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

The Lake County Board of Commissioners recessed Executive Session at 10:35 am.

The Lake County Board of Commissioners reconvened Executive Session at 10:44 am.

On a motion of Commissioner Moran seconded by Commissioner Troy, the Board terminated the Executive Session at 11:17 am, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board adjourned the meeting at 11:18 am, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

Minutes approved this seventh day of November, 2013.

BOARD OF LAKE COUNTY COMMISSIONERS

ROBERT E. AUFULDISH, PRESIDENT

JUDY MORAN,
COMMISSIONER

DANIEL P. TROY, COMMISSIONER

AMY ELSZASZ, CLERK

October 31, 2013